

120103  
18351 U.S. PTO

ATTORNEY'S DOCKET NO.  
064731.0411

PATENT APPLICATION

1

APPLICATION FOR U.S. PATENT UNDER 37 C.F.R. § 1.53(b)

**UTILITY PATENT APPLICATION TRANSMITTAL FORM**

Mail Stop Patent Application  
COMMISSIONER FOR PATENTS  
Box 1450  
Alexandria, Virginia 22313-1450

16235 U.S. PTO  
10/725817  
120103

Sir:

Transmitted herewith for filing is the utility patent application of:

**Inventor(s) or Application Identifier:**

Cechan Tian et al.

**Entitled:** CONTROL SYSTEM AND METHOD FOR AN OPTICAL  
AMPLIFIER

**APPLICATION ELEMENTS:**

1. ☒ This Fee Transmittal Form
2. Applicant is:  
☒ Large Entity  
☐ Small Entity  
☐ Small Entity Statement enclosed  
☐ Small Entity Statement filed in prior application.  
Status still proper and desired.
3. ☒ Specification (28 Total Pages)
4. ☒ Drawings (3 Total Sheets)  
☒ Formal  
☐ Informal
5. ☒ Combined Declaration and Power of Attorney  
(3 Total Pages)  
☐ Newly executed (original or copy)  
☒ Copy from a prior application  
(for continuation/divisional only)

6. The accompanying application is:

- ☐ Original
  - ☒ Continuation
  - ☐ Divisional
  - ☐ Continuation-In-Part (CIP)
- Prior Application No.: 10/107,727**  
**Filed: March 26, 2002**  
**Examiner: Mark Hellner**  
**Group/Art Unit: 3663**

which is hereby incorporated by reference therein.

(For Continuation or Divisional Applications only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5 above, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.)

7. ☐ Priority of foreign Application No. \_\_\_\_\_,  
filed on \_\_\_\_\_ is claimed under 35 U.S.C.  
§ 119.

☐ A certified copy is attached.

☐ A certified copy was filed in prior Application  
Serial No. \_\_\_\_\_, filed \_\_\_\_\_.

8. ☒ The prior application is assigned of record to  
Fujitsu Network Communications, Inc., a California  
corporation, at reel 012746, frame 0682 in the U.S. Patent and  
Trademark Office records, and was recorded on March 26, 2002.

**FEE CALCULATION:**

CLAIMS AS FILED IN THE APPLICATION, LESS ANY CLAIMS CANCELLED  
BY PRELIMINARY AMENDMENT OR ADDED BY PRELIMINARY AMENDMENT

FEE CALCULATION					FEE
	Number		Number Extra	Rate	Basic Fee
					\$ 770.00
Total Claims:	16	- 20 =	0	X \$18 =	\$0.00
Independent Claims	2	- 3 =	0	X \$86 =	\$0.00
Total of Above					\$ 770.00
Less 50% for Small Entity					\$ 00
TOTAL FILING FEE =					\$ 770.00

**ACCOMPANYING APPLICATION PARTS:**

9. ☐ An Assignment of the invention to \_\_\_\_\_ is attached.  
A separate cover sheet in compliance with 37 C.F.R. § 3.28 and  
§ 3.31 is included with an Assignment recordal fee of  
\$\_\_\_\_pursuant to 37 C.F.R. § 1.21(h).

10. ☒ Information Disclosure Statement (IDS) PTO-1449  
☐ Copies of IDS Citations.  
☒ Pursuant to 37 C.F.R. § 1.98(d), copies of  
these references are not being furnished.

11. ☒ Second Information Disclosure Statement (IDS)  
PTO-1449  
☒ Copies of IDS Citations.  
☐ Pursuant to 37 C.F.R. § 1.98(d), copies of  
these references are not being furnished.

12. ☐ Preliminary Amendment

13. ☒ Certificate of Mailing

14. ☒ Return Receipt Postcard

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PATENT APPLICATION

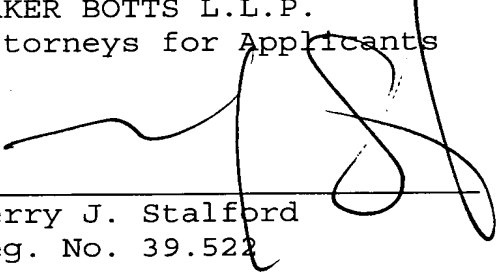
4

15. ☐ Nonpublication Request

16. ☐ Other \_\_\_\_\_

17. ☒ A check in the amount of \$770.00 to satisfy filing fee requirements under 37 C.F.R. § 1.16. Please charge any additional fees or credit any overpayment to Deposit Account No. 02-0384 of BAKER BOTTS L.L.P.

Respectfully submitted,  
BAKER BOTTS L.L.P.  
Attorneys for Applicants



\_\_\_\_\_  
Terry J. Stalford  
Reg. No. 39.522

Date: December 1, 2003

Correspondence Address:

Customer Number: **05073**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventors: Cechan Tian et al.  
Filing Date: December 1, 2003  
For: CONTROL SYSTEM AND METHOD FOR AN OPTICAL  
AMPLIFIER

**MAIL STOP PATENT APPLICATION**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Dear Sir:

CERTIFICATE OF MAILING BY EXPRESS MAIL

I hereby certify that the attached Continuation Patent Application (28 pages, including Specification, Claims, and Abstract), 3 sheets of formal Drawings, executed Declaration and Power of Attorney (3 pages), Information Disclosure Statement (2 pages), PTO Form 1449 (2 pages), Second Information Disclosure Statement (1 page), PTO Form 1449 (1 page) with copy of one (1) reference; Application Transmittal (4 pages), a check in the amount of \$770.00, this Certificate of Mailing (1 page), a Baker Botts LLP acknowledgment postcard (1 card), and a Fujitsu Network Communications, Inc. acknowledgment postcard (1 card) are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. § 1.10 on this 1st day of December, 2003 and is addressed to Mail Stop Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

*Willie Jiles*

Willie Jiles

Express Mail Receipt  
No. EV 323510416 US  
Attorney Docket No. 064731.0411